

Introduced by Senator Cedillo

January 25, 2007

An act to amend Section 31663.1 of the Government Code, relating to county employees' retirement.

LEGISLATIVE COUNSEL'S DIGEST

SB 134, as amended, Cedillo. County employees' retirement: mandatory retirement.

The County Employees Retirement Law of 1937 provides a comprehensive set of rights and benefits for county and district employees who are members of a retirement system subject to that law. That law permits a county to require sheriffs, undersheriffs, and marshals who are safety members to be retired at 60 years of age or 70 years of age.

This bill would, upon approval by the board of supervisors in Los Angeles County, make that requirement inapplicable to specified safety members in that county *if a physician employed by the county certifies that the safety member is capable of performing his or her assigned duties pursuant to standards set forth by his or her employer.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 31663.1 of the Government Code is
2 amended to read:

1 31663.1. (a) Sections 31662.4, 31662.6, 31662.8, and 31663
2 shall not apply to a person who is an active safety member
3 described in ~~those sections~~ *Section 31469.3* and who is also a peace
4 officer as described in Section 830.1 of the Penal Code, if a
5 physician employed by the county certifies that the safety member
6 is capable of performing his or her assigned duties *pursuant to*
7 *standards set forth by the member's employer.*

8 (b) This section applies only to a county of the first class, as
9 defined by Section 28020, as amended by Chapter 1204 of the
10 Statutes of 1971, and Section 28022, as amended by Chapter 43
11 of the Statutes of 1961.

12 (c) This section shall not be operative in any county until the
13 board of supervisors shall, by resolution adopted by a majority
14 vote, make this section applicable in the county.